

MEETINGS TO DATE 15
NO. OF REGULARS 13
NO. OF SPECIALS 2

LANCASTER, NEW YORK
JULY 6, 1976

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 6th day of July, 1976. and there were

PRESENT: STANLEY JAY KEYSA, SUPERVISOR
JOSEPH R. BARNHARDT, COUNCILMAN
PETER J. BOLENDER, COUNCILMAN
ARTEL J. METZ, COUNCILMAN

ABSENT: EDWARD A. BERENT, COUNCILMAN

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
EDWARD J. FERON, JR., TOWN ENGINEER
JOHN F. LUME, HIGHWAY SUPERINTENDENT

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

The Town Clerk reported that the following departments of the Town of Lancaster have filed with him their Monthly Reports as follows:

| <u>DEPARTMENT</u> | <u>MONTH OR MONTHS OF</u> |
|--------------------|---------------------------|
| Town Clerk | June, 1976 |
| Building Inspector | June, 1976 |
| Dog Warden | June, 1976 |

COMMITTEE REPORTS:

None

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town
Board, held on June 21, 1976, as presented by the Town Clerk, be and hereby
are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

| | |
|----------------------|------------------|
| COUNCILMAN BARNHARDT | VOTED YES |
| COUNCILMAN BERENT | VOTED WAS ABSENT |
| COUNCILMAN BOLENDER | VOTED YES |
| SUPERVISOR KEYSA | VOTED YES |
| COUNCILMAN METZ | VOTED YES |

~~duly~~
The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, acting on behalf of the Fire Protection District of the Town of Lancaster, deems it in the public interest to contract with Water District No. 1 of the Town of Elma for a supply of water and for the furnishing, erection, maintenance, care and replacement of fire hydrants within the boundaries of the Town of Elma along the southerly line of Hall Road between Bowen Road and Ransom Road, and

WHEREAS, such contract will eliminate the need for the Town of Lancaster Fire Protection District to provide fire hydrants on the north side of Hall Road in the Town of Lancaster, thereby resulting in a saving to the taxpayers of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

SECTION 1. That the Town Board of the Town of Lancaster, acting on behalf of the Fire Protection District of the Town of Lancaster, Erie County, New York, shall hold a public hearing on the question of the execution of a contract between the said Fire Protection District of the Town of Lancaster and Water District No. 1 of the Town of Elma, in accordance with the provisions of Section 184-a of the Town Law of the State of New York, upon the following terms and conditions and such terms and conditions as the Town Boards of the Town of Lancaster and the Town of Elma shall deem appropriate:

a.) The contract shall be for a supply of water for fire purposes and for the furnishing, erection, maintenance, care and replacement of fire hydrants within the boundaries of the Town of Elma along the southerly line of Hall Road between Bowen Road and Ransom Road, including the erection and maintenance of markers therefor, for a period of five (5) years, provided, however, that either party may terminate this agreement upon thirty days' written notice, each to the other.

b.) The contract shall provide for payment by the Fire Protection District of the Town of Lancaster to Water District No. 1 of the Town of Elma, the sum of \$30.00 per hydrant per year for a total of 14 hydrants along the southerly line of Hall Road between Bowen Road and Ransom Road, for a period of five (5) years, commencing August 1, 1976 and terminating July 31, 1981.

c.) The contract shall further provide that Water District No. 1 of the Town of Elma shall install additional hydrant or hydrants as future construction shall require, if such hydrants shall benefit the Town of Lancaster, rental for same to be paid in accordance with Paragraph b).

SECTION 2. That said public hearing shall be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 19th day of July, 1976, at 8:15 P.M., Local Time, at which time all citizens or parties in interest may be heard upon the said proposed contract.

SECTION 3. That the Town Clerk of the Town of Lancaster be directed to publish a Notice of such hearing in the Lancaster Enterprise-Journal and post a copy of the Notice of said public hearing on the Town Bulletin Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | | |
|----------------------|-------|------------|
| COUNCILMAN BARNHARDT | VOTED | YES |
| COUNCILMAN BERENT | VOTED | WAS ABSENT |
| COUNCILMAN BOLENDER | VOTED | YES |
| SUPERVISOR KEYSA | VOTED | YES |
| COUNCILMAN METZ | VOTED | YES |

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The resolution was thereupon unanimously adopted.

July 6, 1976

NOTICE OF PUBLIC HEARING
TOWN OF LANCASTER
FIRE PROTECTION DISTRICT

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, at 8:15 o'clock P.M., Local Time, on the 19th day of July, 1976, upon the proposed contract between the Fire Protection District of the Town of Lancaster and Water District No. 1 of the Town of Elma, in accordance with the provisions of Section 184-a of the Town Law of the State of New York, upon the following terms and conditions and such terms and conditions as the Town Boards of the Town of Lancaster and Town of Elma shall deem appropriate:

a.) The contract shall be for a supply of water for fire purposes and for the furnishing, erection, maintenance, care and replacement of fire hydrants within the boundaries of the Town of Elma along the southerly line of Hall Road between Bowen Road and Ransom Road, including the erection and maintenance of markers therefor, for a period of five (5) years, provided, however, that either party may terminate this agreement upon thirty days' written notice each to the other.

b.) The contract shall provide for payment by the Fire Protection District of the Town of Lancaster to Water District No. 1 of the Town of Elma, the sum of \$30.00 per hydrant per year for a total of 14 hydrants along the southerly line of Hall Road between Bowen Road and Ransom Road, for a period of five (5) years, commencing August 1, 1976 and terminating July 31, 1981.

c.) The contract shall further provide that Water District No. 1 of the Town of Elma shall install additional hydrant or hydrants as future construction shall require, if such hydrants shall benefit the Town of Lancaster, rental for same to be paid in accordance with Paragraph b).

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, by letters of June 23, 1976, and June 28, 1976, the 1st
Deputy Town Clerk and a Town of Lancaster Highway employee have requested
leaves of absence, without pay, for the period July 26th through July 30th, and

WHEREAS, the respective Department Heads have recommended that such
requests be granted,

NOW, THEREFORE, BE IT

RESOLVED, that Eleanor D. Kucharski, 1st Deputy Town Clerk, and
Joseph Kane, Heavy Equipment Operator, for the Town of Lancaster Highway Depart-
ment, be and hereby are each granted a leave of absence, without pay, for the
period July 26th through July 30th.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

| | |
|----------------------|------------------|
| COUNCILMAN BARNHARDT | VOTED YES |
| COUNCILMAN BERENT | VOTED WAS ABSENT |
| COUNCILMAN BOLENDER | VOTED YES |
| SUPERVISOR KEYSA | VOTED YES |
| COUNCILMAN METZ | VOTED YES |

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, Josela Enterprises, Inc., 4875 Broadway, Depew, New York, has petitioned the Town Board of the Town of Lancaster for the provisional rezone of certain property situate on the east side of Transit Road south of William Street in the Town of Lancaster from an RC, Residence-Restricted Business District, to a C1, Local Retail Business District, in accordance with the provisions of Chapter 50-126 of the Code of the Town of Lancaster entitled "Provisional Amendments" and in accordance with a certain development plan filed with the Town Clerk of the Town of Lancaster, and

WHEREAS, this petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and report,

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of the State of New York, a public hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 19th day of July, 1976, at 8:00 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Enterprise-Journal, the official newspaper, and be posted on the Town Bulletin Board; and that copy of such Notice of Hearing be referred to the Erie County Department of Planning and to the Town Clerk of the Town of Cheektowaga at least ten days prior to the date of such hearing, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in the following form:

LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 6th day of July, 1976, the said Town Board will hold a Public Hearing on the 19th day of July, 1976, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, provisionally rezoning the following described real property from an RC, Residence-Restricted Business District, to a C1, Local Retail Business District, in accordance with the provisions of Chapter 50-126 of the Code of the Town of Lancaster entitled "Provisional Amendments" and in accordance with a certain development plan filed with the Town Clerk of the Town of Lancaster:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, described as follows:

BEGINNING at a point, being approximately six hundred sixty-eight and ninety-two hundredths (668.92) feet south of the intersection of the northerly line of Farm Lot ninety-six (96) with the easterly line of Transit Road; thence easterly three hundred sixteen and ninety-eight hundredths (316.98) feet to a point; thence southerly three hundred nine and twenty hundredths (309.20) feet to a point; thence westerly three hundred sixteen and ninety-eight hundredths (316.98) feet to the east line of Transit Road; thence northerly three hundred nine and twenty hundredths (309.20) feet along the east line of Transit Road to the point and place of beginning.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: ROBERT P. THILL
Town Clerk

Dated: July 6, 1976

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, the Town of Lancaster Ambulance Board has recommended the
appointment of certain individuals to the Town of Lancaster Volunteer Ambulance
Corps and accepted the resignation of two individuals from said Volunteer
Ambulance Corps,

NOW, THEREFORE, BE IT

RESOLVED, that the following additions and deletions be made to
the membership of the Town of Lancaster Volunteer Ambulance Corps:

Additions

Deborah Anne Meissner
Suzanne Lewandowski
Beverly Hess
Nancy Mulcahy (Probationary Appointment
for six (6) months pending attain-
ment of E.M.T. or equivalent)

Deletions

Judy Lyon
Grace Knose

and

BE IT FURTHER

RESOLVED, that the Town Clerk be and hereby is authorized and
directed to take whatever action necessary with the United States Fidelity
and Guaranty Company to provide Workmen's Compensation Insurance to cover the
foregoing new members of the Town of Lancaster Volunteer Ambulance Corps and
further to notify said United States Fidelity & Guaranty Company of the
foregoing deletions to the said Volunteer Ambulance Corps.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

| | |
|----------------------|------------------|
| COUNCILMAN BARNHARDT | VOTED YES |
| COUNCILMAN BERENT | VOTED WAS ABSENT |
| COUNCILMAN BOLENDER | VOTED YES |
| SUPERVISOR KEYS | VOTED YES |
| COUNCILMAN METZ | VOTED YES |

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BARNHARDT , TO WIT:

WHEREAS, by letter of May 21, 1976, Pleasantview Trucking Inc. has offered to demolish the east wing of Building No. 1 at the Lancaster Town Center, for which said Company will pay the Town of Lancaster the sum of \$400.00, and

WHEREAS, the said east wing of Building No. 1 is surplus to the needs of the Town of Lancaster and is in general disrepair and should be demolished,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney prepare a contract for the demolition of the east wing of Building No. 1 by Pleasantview Trucking Inc. in accordance with the proposal of said contractor and upon terms and conditions recommended by the Town Attorney, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said contract on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, alteration of Election District No. 15 of the Town of Lancaster, and creation of Election District No. 26 of the Town of Lancaster at this time would serve the best interests of the voters of the said District and would be most advantageous to them, and the convenience of the voters of these districts will be promoted thereby;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Sections 64 and 65 of the Election Law of the State of New York, Election District No. 15 is hereby altered and its description shall be hereafter as follows; subject to the final approval of the Erie County Board of Elections:

ELECTION DISTRICT NO. 15

BEGINNING at a point in the east line of the Village of Depew at its intersection with the center line of Falcon Drive, thence southerly along the east line of the Village of Depew to the center line of Walden Avenue; thence westerly along the center line of Walden Avenue to the northwest corner of the Village of Lancaster; thence southerly along the east line of the Village of Depew (being also the west line of the Village of Lancaster) to the south line of the right-of-way of the former New York Central Railroad; thence westerly along the south line of the right-of-way of the former New York Central Railroad to a point 320 feet east of the west line of Farm Lot No. 9; thence northerly and parallel with the west line of said Farm Lot No. 9 to the center line of French Road; thence easterly along the center line of French Road and along the center line of Falcon Drive to the point or place of beginning.

BE IT FURTHER

RESOLVED, that pursuant to Sections 64 and 65 of the Election Law of the State of New York, Election District No. 26 of the Town of Lancaster is hereby created and its description shall be as follows; subject to the final approval of the Erie County Board of Elections:

ELECTION DISTRICT NO. 26

BEGINNING at a point in the north line of the Village of Depew, distant 660.4 feet east of the west line of Farm Lot No. 9, thence easterly along the north line of the Village of Depew to the northeast corner of the Village of Depew; thence southerly along the east line of the Village of Depew to the center line of Falcon Drive; thence westerly along the center line of Falcon Drive and along the center line of French Road to a point 320 feet east of the west line of said Farm Lot No. 9; thence northerly and parallel with the west line of said Farm Lot No. 9 to the center line of Columbia Avenue; thence northeasterly along the center line of Columbia Avenue a distance of 360 feet to a point; thence northerly and parallel with the west line of said Farm Lot 9, to the point or place of beginning.

BE IT FURTHER

RESOLVED, that pursuant to Section 64 of the Election Law of the State of New York, the creation and alteration authorized herein shall take effect as specified by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~xxx~~
The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BOLENDER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 METZ , TO WIT:

WHEREAS, the Erie County Board of Elections, by letter dated June 29, 1976, has advised the Town Clerk of the Town of Lancaster that the New York Legislature has amended the 1976 Political Calendar to provide for additional hours of registration of voters and

WHEREAS, the Town Board of the Town of Lancaster by resolution dated June 21, 1976 has adopted a schedule of salaries for the Inspectors of the Town of Lancaster for the year 1976 based on the Political Calendar and hours of registration as heretofore adopted by the State Legislature

NOW, THEREFORE, BE IT

RESOLVED, that the resolution of the Town Board of the Town of Lancaster adopted on June 21, 1976 setting forth the schedule of salaries for the Election Inspectors of the Town of Lancaster for the year 1976, be and is hereby rescinded and

BE IT FURTHER

RESOLVED, that during the year 1976, the Election Inspectors of the Town of Lancaster be paid as follows:

| | |
|--|---------|
| Primary Day (Polls open 9 hours) | \$20.00 |
| Registration Days: | |
| 1st Day (Polls open 8 hours) | \$18.00 |
| 2nd Day (Polls open 7 hours) | \$15.50 |
| Election Day (Polls open 15 hours) | \$33.00 |
| For attending Election Inspectors School (if any) (\$5.00 for each school) | \$ 5.00 |

and

BE IT FURTHER

RESOLVED, that the Chairman of the Inspectors at each Polling Place be paid an additional ten (\$10.00) dollars for each day of Election and for the session of Registration.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BOLENDER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 METZ , TO WIT:

RESOLVED, that the following transfers within the General Fund of
 the Town of Lancaster be and hereby are effected:

| | <u>Account</u> | <u>To</u> <u>Amount</u> | | <u>From</u> <u>Account</u> | <u>Amount</u> |
|---|----------------|----------------------------|--|-------------------------------|---------------|
| Police & Constables, Personal Services Contingent | 3120.1 | \$ 18,994.00 | | 1990 | \$ 18,994.00 |
| Insurance Contingent | 1910 | 1,253.00 | | 1990 | 1,253.00 |
| Town Justices Contractual Expenses Equipment | 1110.4 | 500.00 | | 1110.2 | 500.00 |

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

~~and~~
 The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN BARNHARDT , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 METZ , TO WIT:

WHEREAS, a thorough investigation and review of hydrants to serve the fire protection needs of the Town of Lancaster outside of duly established Water Districts indicates the need to install twenty-three (23) hydrants, numbering five (5) along Transit Road, one (1) on Stutzman Road, ten (10) on Harris Hill Road, one (1) on Como Park Boulevard and six (6) in the Summit, Markey, Bottimer and Edward Street area, all of which would be on water lines directly owned and directly serviced by the Erie County Water Authority, which plans are on file with the Town Clerk, and

WHEREAS, initial consultation with the Erie County Water Authority indicates that these hydrants can be installed by contractual arrangement between the said Authority and the Fire Protection District of the Town of Lancaster at a cost per hydrant at the rate set by said Erie County Water Authority for Authority owned hydrants, which charge is presently \$126.00 per hydrant per year,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Attorney be and hereby is authorized and directed to make formal application to the Erie County Water Authority and prepare a contract on behalf of the Fire Protection District of the Town of Lancaster for the installation of said twenty-three (23) hydrants, which contract shall provide for the exact location of said hydrants upon plans prepared by the Erie County Water Authority and approved by the Town Attorney and Town Engineer, and

BE IT FURTHER

RESOLVED, that the Supervisor be and hereby is authorized and directed to execute said contract on behalf of the Town of Lancaster Fire Protection District.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

| | |
|----------------------|------------------|
| COUNCILMAN BARNHARDT | VOTED YES |
| COUNCILMAN BERENT | VOTED WAS ABSENT |
| COUNCILMAN BOLENDER | VOTED YES |
| SUPERVISOR KEYSA | VOTED YES |
| COUNCILMAN METZ | VOTED YES |

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BARNHARDT , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

WHEREAS, the Twin District Volunteer Fire Co., Inc., by letter
of June 28, 1976 has requested confirmation of two (2) new members duly
elected to the Membership of the Twin District Volunteer Fire Co., Inc.,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the membership of the following individuals in the Twin District
Volunteer Fire Co., Inc.:

Mr. Arthur Schmidt
5282 William Street
Lancaster, New York 14086

Mr. Michael Sitarek
542 Lake Avenue
Lancaster, New York 14086

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

| | |
|----------------------|------------------|
| COUNCILMAN BARNHARDT | VOTED YES |
| COUNCILMAN BERENT | VOTED WAS ABSENT |
| COUNCILMAN BOLENDER | VOTED YES |
| SUPERVISOR KEYSA | VOTED YES |
| COUNCILMAN METZ | VOTED YES |

~~xxx~~
The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN METZ , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
BOLENDER , TO WIT:

WHEREAS, by letter of June 18, 1976, the Town of Lancaster Youth
Bureau has requested a change in their telephone service at the Youth Bureau,

NOW, THEREFORE, BE IT

RESOLVED, that the changes as requested in said phone service by
said letter of June 18, 1976, at the Town of Lancaster Youth Bureau be and
hereby are authorized.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN BOLENDER , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
METZ , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
ordered paid from their respective accounts:

| <u>ACCOUNT</u> | <u>ORDER NUMBER</u> | <u>TOTAL AMOUNT</u> |
|-------------------------|------------------------|---------------------|
| General Funds | No. 3832 to 3868 Incl. | \$ 44,799.41 |
| Special District Funds | No. 144 to 147 Incl. | \$ 3,494.84 |
| Part Town Funds | No. 319 to 323 Incl. | \$ 3,169.96 |
| Highway Funds | No. 886 to 889 Incl. | \$ 12,085.57 |
| Trust & Agency Funds | No. 122 to 127 Incl. | \$ 20,295.55 |
| Federal Revenue Sharing | No. 291 to 302 Incl. | \$ 52,689.35 |
| Capital Funds | No. 230 to 232 Incl. | \$ 6,039.00 |

The question of the adoption of the foregoing resolution was
duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED WAS ABSENT
COUNCILMAN BOLENDER VOTED YES
SUPERVISOR KEYSA VOTED YES
COUNCILMAN METZ VOTED YES

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The resolution was thereupon unanimously adopted.

July 6, 1976

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN METZ , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 BOLENDER , TO WIT:

RESOLVED, that the following Building Permit Applications be
 and are hereby approved and the issuance of Building Permits be and are
 hereby authorized:

| <u>NO.</u> | <u>NAME</u> | <u>ADDRESS</u> | <u>STRUCTURE</u> |
|------------|------------------|-------------------|-----------------------------|
| 60 | Sandra Radtke | 297 Broezel | ER. FENCE |
| 61 | Neal Choops | William St. | ER. FR. SIN. DWLG. |
| 62 | Edwin Schifferle | 160 Pleasant View | EXT. FR. SIN. DWLG. |
| 63 | John Dzwigal | 8 Glendale | ER. FR. FENCE |
| 64 | Norbert Neu | 15 Charlton | ER. ALUM. ABOVE GR. POOL |
| 65 | Paul Pomietlasz | 287 Broezel | ER. STEEL FENCE |
| 66 | Joe Diamond | 143 Wendell | ER. FR. SIN. DWLG. |
| 67 | Kenneth Lorenz | 26 Pleasant View | ER. IN GR. POOL |
| 68 | Ralph Mitzel | 542 Pavement | EXT. POLE BARN |

The question of the adoption of the foregoing resolution was
 duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED WAS ABSENT

COUNCILMAN BOLENDER VOTED YES

SUPERVISOR KEYSA VOTED YES

COUNCILMAN METZ VOTED YES

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 The resolution was thereupon unanimously adopted.

July 6, 1976

STATUS REPORT ON UNFINISHED BUSINESS:1. Walden Pond Park - Federal Assistance Application

On April 30, 1976, the New York State Parks and Recreation Agency forwarded this Federal Assistance Application to the Bureau of Outdoor Recreation in Philadelphia for their approval and funding.

On May 21, 1976, Congressman Kemp wrote to the Bureau of Outdoor Recreation and recommended a favorable review and funding of this project for the Town of Lancaster.

2. Rezone Petition, Angelo and Fanny Arcadi

On January 19, 1976, this petition was presented to the Town Board and referred to the Planning Board for report and recommendation. The Planning Board is awaiting further data to be supplied by the petitioner.

3. Rezone Petition, Josela Enterprises

On May 17, 1976, this rezone petition was presented to the Town Board and referred to the Planning Board for review and report.

On June 11, 1976, the Planning Board notified the Town Board that they had completed their review of this petition and that they recommend approval subject to the provisions of the "Provisional Rezone under Section 50-126 of the Code".

On July 6, 1976, the Town Board set a Public Hearing on this matter for July 19, 1976 at 8:00 P.M.

4. Subdivision Approval, Josela Enterprises, "Countryside Subdivision"

On February 6, 1976, the Planning Board granted preliminary approval to the subdivider for this subdivision. The subdivider must now proceed with Step 5 of "Steps for Control of Land Subdivision" and proceed with the preparation of a final plat.

5. Rezone Petition, Dennis Richards

On June 21, 1976, this rezone petition was presented to the Town Board and referred to the Planning Board for review and report.

6. Rezone Petition, Macaluso Building Corp.

On June 21, 1976, this rezone petition was presented to the Town Board and referred to the Planning Board for review and report.

PERSONS DESIRING TO ADDRESS TOWN BOARD:

None

COMMUNICATIONS:

DISPOSITION

338. Town Clerk to Town Board -
Resume of actions taken in response to directions and resolutions of the Town Board Meeting of 6/21/76.
339. Reg. Dir., Dept. of Transportation to Highway Sup't -
Notification that results of study of intersection of Genesee St. and Ransom Rd. indicates flashing signal was proper but several measures will be undertaken to increase visibility of traffic control devices.
340. Erie & Niagara Counties Reg. Planning Bd to Town Clerk -
Request permission to conduct a short presentation on a comprehensive mgt. study of water quality problems at the next Town Board Meeting - 7/6/76.
341. Lancaster Town Ambulance Bd to Town Board -
Recommendation for appointment of four new members to the L.V.A.C.
342. Lancaster Town Ambulance Bd to Town Board -
Notification of resignations of two members.
343. Copy of letter from Lancaster Village Clerk to N.Y.S. Div. for Youth with transmittal of certified resolution adopted 3/22/76 authorizing the Town to assume the complete operation of the Jr. Citizens Club Div. of the Lancaster-Depew Boys' Club.
344. Div. of Planning, County of Erie to Town Board -
Notification that Town of Lancaster must appoint a Housing Affirmative Action Officer.
345. Robert M. Lubecki to Town Board -
Commendation to Town Clerk and Village Ass't. Sup't. for courtesy and consideration received.
346. Mayor Makowski to Supervisor -
Notification that question of providing representation on the Buffalo Sewer Authority Board has been referred to the Corporation Council.
347. Employer Relations Assoc., Inc. to Supervisor -
Offering of services in providing expertise in the labor relations field.
348. Ex. Dir., Youth Bureau to Supervisor -
Notification of charges for additional phone service.
349. Leg. Norman Wolf to Supervisor -
Notification of concurrence with position on modification of the Board of Mgr's of Sewer District #4.

R & F

Highway Supt.

Supervisor

R & F

R & F

R & F

Attorney

R & F

Town Clerk

R & F

R & F

R & F

R & F

R & F

COMMUNICATIONS CONT'D.DISPOSITION

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| 350. Deputy Town Clerk to Town Board - Request for an unpaid leave of absence for the period 7/26-7/30/76. | R & F |
| 351. Town Clerk to Town Board - Recommendation that Deputy Town Clerk be granted an unpaid leave of absence from 7/26/-7/30/76. | R & F |
| 352. Congressman Kemp to Town Clerk - Transmittal of letter from Reg. Dir., U.S. Dept. of the Interior questioning precise boundary of Walden Pond Park. | Attorney Town Clerk |
| 353. Vice President, Josela Enterprises, Inc. to Town Board - Request authorization to strip the topsoil on the "Countryside Subdivision" site. | Attorney Environ. Con. Board |
| 354. Copy of letter from Lancaster Village Mayor to Mayor Makowski requesting representation on the governing body of the Buffalo Sewer Authority. | R & F |
| 355. Copy of notice from Public Service Commission regarding National Fuel Gas Distribution Corp. - Modify gas restric- tions. | Rev. Erickson |
| 356. Supervisor to Town Board - Notification of investments of \$250,000., \$100,000., \$100,000., and \$150,000. with dollar earnings of \$3,791.97, \$1,750.35, \$656.83 and \$1,330.00. | R & F |
| 357. Copy of letter from Town Clerk to Congress. Kemp transmitting letter from Dir., Federal Property Assist. Program to attorney for BOCES along with notification that boundary of Walden Pond Park has been determined by mutual agreement. | Attorney R & F Town Clerk |
| 358. Att'y. Wm. Muehlbauer to Supervisor - Request that Town Engineers make a study of the drainage ditch running through the Sacred Heart Parish grounds and report to Mr. Muehlbauer and Father Kieber. | Attorney |
| 359. Highway Sup't. to Town Board - Transmittal of letter from Joseph Kane requesting leave of absence, without pay, for the period 7/26-7/30/76 for personal reasons. | R & F |
| 360. Diane Kraemer to Town Board - Report on N.Y.S. Ass'n. for Human Services, Inc., Conference which David Trainer and Diane Kraemer attended in Batavia. | R & F |
| 361. Copy of the June, 1976 Report of the Building Inspector. | R & F |

COMMUNICATIONS CONT'D.

DISPOSITION

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| 362. Town Clerk to Town Board Notification that Town Clerk has filed one Maintenance Booklet and one set of drawings of the Gasoline Storage and Pump Station at Lancaster Town Center and one booklet and set of drawings filed with Police Chief. | R & F _____ _____ _____ _____ _____ _____ |
| 363. Pres., Chamber of Commerce to Town Clerk - Transmittal of an Occupational Skills Survey to determine both over and under supply of specialized job skills in the Western New York Area. | Town Clerk _____ _____ _____ _____ _____ |
| 364. Sec'y, Twin District Vol. Fire Co., Inc. to Town Board - Recommendation that assistance be given in prohibiting the contractor on the William St. portion of Sewer Dist. No. 4 from using the parking lot without permission. | Town Clerk _____ _____ _____ _____ _____ |
| 365. Copy of the June, 1976 Report of the Dog Warden. | R & F _____ _____ |
| 366. Copy of letter from Town Attorney to Bertil J. Peterson offering an addition to the hold-harmless clause in the agreement between the School Board and the Town Board. | R & F _____ _____ _____ _____ |
| 367. Copy of letter from Town Attorney to Supervisor, Town of Elma seeking approval of several items in connection with the water main at Lancaster Town Line and Elma Town Line. | R & F _____ _____ _____ _____ |
| 368. Supervisor to Town Board - Notification that as a result of the Scajaquada Creek Basin Meeting we will probably have to address the problem of retention basins in the Town and strip-ping lands during construction to insure minimum erosion and subsequent stream silting. | Engineers Planning Board Environ. Cons. Comm. _____ _____ _____ _____ |
| 369. Att'y Joseph M. Tasca to Town Board - Notification that Site Plan and Rezone Application will be filed for premises at the N.E. corner of Broadway and Steinfeldt Rd. and that this matter be placed on the Planning Board Agenda. | Planning Board _____ _____ _____ _____ _____ |
| 370. Copy of the June, 1976 Report of the Town Clerk. | R & F _____ _____ |
| 371. Copy of Notice of Abandonment of Rail Properties submitted by the Erie Lackawanna Railway Company effective 7/30/76. | Attorney _____ _____ _____ |
| 372. Police Chief to Town Board - Request that charges for gasoline used for ambulances and Youth Bureau car be transferred from their respective accounts to the Police Dept. budget account 3120.431. | Police & Safety Comm. _____ _____ _____ _____ _____ |

Councilman Barnhardt requested a suspension of the necessary rule for immediate consideration of the following communication -
SUSPENSION GRANTED.

373. Sec'y, Erie County Ass'n of Highway Superintendents to all Erie County Highway Superintendents -
Request action be taken opposing County abandonment of County roads to Towns.

R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BOLENDER, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:00 P.M. out of respect to:

Albert Nichter
George Schneider
Wilbur Matteson

Walter Szyperski
Lena Borden
Emily Liszewski

Signed

Robert P. Thill

Robert P. Thill, Town Clerk